

UNOFFICIAL VERSION

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THURSDAY, MARCH 16, 2017

SEVENTEENTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 8:30 a.m., and pursuant to Senate Rule of Order 3, was called to order by Speaker Pro Tempore Tracy.

PRAYER

The proceedings were opened with prayer by Dr. Frank Gagliano of South Haven Baptist Church in Springfield, Tennessee, a guest of Senator Roberts.

PLEDGE OF ALLEGIANCE

Senator Roberts led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Roberts led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 28

Senators present were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tracy, Watson, Yager and Yarbro--28.

COMMUNICATIONS

TO: Speaker McNally
FROM: Sen. Reginald Tate
DATE: March 15, 2017

RE: Requested absence from Session

I am respectfully requesting to be absent from Session on Thursday, March 16, 2017, in order to take care of some personal business.

I appreciate your consideration.

APPROVED: Lieutenant Governor
Randy McNally

Lt. Governor McNally,

I wanted to submit to you a letter excusing my absence of Thursday, March 16, 2017, due to work obligations.

Warmest regards,

/s/ Senator Steven Dickerson

APPROVED: Lieutenant Governor
Randy McNally

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March 16, 2017

Lt. Governor Randy McNally
1 Legislative Plaza
Nashville, TN 37243

Dear Lt. Governor McNally,

I would like to respectfully request permission to be excused from Session on March 16, 2017, due to out of state travel. Thank you for your understanding.

Sincerely,

/s/ Senator Bill Ketron
Majority Caucus Chairman

APPROVED: Lieutenant Governor
Randy McNally

March 16, 2017

Lt. Governor McNally
One Legislative Plaza
Nashville, TN 37243

Dear Lt. Governor McNally,

Please be advised that due to illness, I will not be present for Session on Thursday, March 16, 2017.

Thank you in advance for your consideration.

Sincerely,

/s/ Senator Sara Kyle

APPROVED: Lieutenant Governor
Randy McNally

March 16, 2017

Mr. Russell Humphrey
Chief Clerk of the Senate
2nd Floor, Capitol
Nashville, TN 37243

Dear Mr. Humphrey:

I will be unable to attend the Senate Session on Thursday, March 16, 2017. Please excuse my absence and record this letter in the Senate Journal.

Sincerely,

/s/ Randy McNally

STANDING COMMITTEE REPORTS

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: Senate Joint Resolution No. 77 with amendment; and House Joint Resolution No. 36.

WATSON, Chairperson
March 14, 2017

The Speaker announced that he had referred Senate Joint Resolution No. 77 with amendment; and House Joint Resolution No. 36 to the Committee on Calendar.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 159, 167 with amendment, 238, 338 with amendment and 452; and Senate Joint Resolutions Nos. 141 with amendment and 178; also, recommend that Senate Bill No. 783 be referred to Committee on Finance, Ways and Means.

YAGER, Chairperson
March 14, 2017

The Speaker announced that he had referred Senate Bills Nos. 159, 167 with amendment, 238, 338 with amendment and 452; and Senate Joint Resolutions Nos. 141 with amendment and 178 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 783 to the Committee on Finance, Ways and Means.

COMMERCE AND LABOR

MR. SPEAKER: Your Committee on Commerce and Labor begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 19 with amendment, 511 with amendment, 747 with amendment, 1188 with amendment, 1189 with amendment and 1215 with amendment.

JOHNSON, Chairperson
March 14, 2017

The Speaker announced that he had referred Senate Bills Nos. 19 with amendment, 511 with amendment, 747 with amendment, 1188 with amendment, 1189 with amendment and 1215 with amendment to the Committee on Calendar.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 677 with amendment, 821, 823 and

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1223 with amendments; also, recommend that Senate Bills Nos. 1226 with amendment and 1248 be referred to Committee on Finance, Ways and Means.

KELSEY, Chairperson
March 14, 2017

The Speaker announced that he had referred Senate Bills Nos. 677 with amendment, 821, 823 and 1223 with amendments to the Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 1226 with amendment and 1248 to the Committee on Finance, Ways and Means.

GOVERNMENT OPERATIONS

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 77, 83, 84 and 92; also, recommend that Senate Bill No. 788 with amendment be referred to Committee on State and Local Government.

BELL, Chairperson
March 15, 2017

The Speaker announced that he had referred Senate Bills Nos. 77, 83, 84 and 92 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 788 with amendment to the Committee on State and Local Government.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Bill No. 391; also, recommend that Senate Bill No. 120 with amendment be referred to Committee on Finance, Ways and Means.

KELSEY, Chairperson
March 15, 2017

The Speaker announced that he had referred Senate Bill No. 391 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 120 with amendment to the Committee on Finance, Ways and Means.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 1432 and 1433** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILLS

The Speaker announced the following bills were filed for introduction and passed first consideration:

Senate Bill No. 1432 by Senator Gresham.

Hardeman County -- Subject to local approval, requires nonpartisan elections for county office.

Senate Bill No. 1433 by Senator Gardenhire.

Ridgeside -- Subject to local approval, removes the limit on the maximum property tax rate that may be levied by the city; decreases the number of readings required for ordinances, from three to two, and resolutions, from three to one. Amends Chapter 615 of the Private Acts of 1931; as amended.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 34, 192, 376, 641, 906, 1199 and 1293** be passed on first consideration, which motion prevailed.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 34 -- Motor Vehicles -- As introduced, authorizes off-highway vehicles on State Route 116 in Morgan County from its junction with State Route 62 to Rocky Top. Amends TCA Section 55-8-185.

House Bill No. 192 -- Education -- As introduced, modifies current language from requiring full fire drills to occur once in the first 30 days of the school year and one every two months to require such drills to occur four times each year with the first one occurring in the first 14 full school days and the remaining to occur unannounced. Amends TCA Title 49 and Title 68, Chapter 102, Part 1.

House Bill No. 376 -- Statutes of Limitations and Repose -- As introduced, limits any action to recover damages against a real estate appraiser arising out of the appraiser's real estate appraisal activity to being brought within one year from a person's discovery of the act or omission giving rise to the action; limits any disciplinary action against a real estate appraisal by the Board of Real Estate Appraisers from three years from the date the appraisal was completed. Amends TCA Title 28 and Title 62, Chapter 39.

House Bill No. 641 -- Museums -- As introduced, requires that certain information in the selection process for the position of director at the Tennessee state museum be treated as confidential and that meetings pertaining to confidential information not be subject to open meetings. Amends TCA Title 4, Chapter 12, Part 1.

House Bill No. 906 -- Contractors -- As introduced, increases the monetary limit that triggers requirement that review of the financial statement of an applicant for a contractor's license be attested by the reviewing accountant from \$1.5 million to \$3 million; increases maximum value of buildings that small commercial building contractors may build for use and occupancy by the general public from \$750,000 to \$1.5 million. Amends TCA Title 62, Chapter 6.

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House Bill No. 1199 -- Election Laws -- As introduced, prohibits state or local governments from regulating the shape and quantity of political signs placed on private property; prohibits homeowners associations from prospectively prohibiting by contract or covenant the placement of political signs by an owner or lawful resident of the association. Amends TCA Title 2 and Title 66.

House Bill No. 1293 -- Municipal Government -- As introduced, allows a business with fewer than 10 employees providing services within a city prior to the city entering or renewing an exclusive franchise agreement for those services to continue to provide such services. Amends TCA Title 5; Title 6; Title 7 and Title 12.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 212 through 248**; and **Senate Resolutions Nos. 27 through 35** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 212 by Senator Massey.
Memorials, Retirement -- Pam Fansler.

Senate Joint Resolution No. 213 by Senator Yager.
Memorials, Death -- Martin Joseph Skinner.

Senate Joint Resolution No. 214 by Senator Gresham.
Memorials, Death -- Hazel Kathleen Bryan Yarbrough.

Senate Joint Resolution No. 215 by Senator Johnson.
Memorials, Professional Achievement -- Gary Beatty, Trainer of the Year.

Senate Joint Resolution No. 216 by Senator Johnson.
Memorials, Recognition -- Cortney Edmondson, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 217 by Senator Johnson.
Memorials, Recognition -- Concetta Smith, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 218 by Senator Johnson.
Memorials, Recognition -- Krissie Binkley Self, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 219 by Senator Johnson.
Memorials, Professional Achievement -- Lauren Riegle, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 220 by Senator Johnson.
Memorials, Recognition -- Allison Plattsmier, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 221 by Senator Johnson.
Memorials, Recognition -- Lindsey Morgan, 2017 Nashville's Top 30 Under 30.

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Senate Joint Resolution No. 222 by Senator Johnson.

Memorials, Recognition -- Margaret Marchetti, 2017 Nashville's 30 Under 30.

Senate Joint Resolution No. 223 by Senator Johnson.

Memorials, Recognition -- Shannon M. Yeater, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 224 by Senator Johnson.

Memorials, Recognition -- Sarah H. Wilson, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 225 by Senator Johnson.

Memorials, Recognition -- Emily H. Williams, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 226 by Senator Johnson.

Memorials, Recognition -- Brittni Walker, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 227 by Senator Johnson.

Memorials, Recognition -- Mary Margo Turner, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 228 by Senator Johnson.

Memorials, Professional Achievement -- Kelley Strange, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 229 by Senator Johnson.

Memorials, Recognition -- Andrew W. Smyth, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 230 by Senator Johnson.

Memorials, Recognition -- Austin Grae Fabel, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 231 by Senator Johnson.

Memorials, Recognition -- Nicholas A. Deidiker, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 232 by Senator Johnson.

Memorials, Recognition -- Eric S. Deems, 2017 Nashville's Top 30 under 30.

Senate Joint Resolution No. 233 by Senator Johnson.

Memorials, Recognition -- Brad W. Craig, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 234 by Senator Johnson.

Memorials, Recognition -- Taylor Jarvis Askew, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 235 by Senator Johnson.

Memorials, Recognition -- Shelby Cowman, Nashville's Top 30 Under 30.

Senate Joint Resolution No. 236 by Senator Johnson.

Memorials, Recognition -- Rebekah Carroll, Nashville's Top 30 Under 30.

Senate Joint Resolution No. 237 by Senator Johnson.

Memorials, Recognition -- Anna Claire Lowder, Nashville's Top 30 Under 30.

Senate Joint Resolution No. 238 by Senator Johnson.

Memorials, Recognition -- Julia Bonner, Nashville's Top 30 Under 30.

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Senate Joint Resolution No. 239 by Senator Johnson.

Memorials, Recognition -- Caroline Anderson, Nashville's Top 30 Under 30.

Senate Joint Resolution No. 240 by Senator Johnson.

Memorials, Recognition -- Leigh Adams, Nashville's Top 30 Under 30.

Senate Joint Resolution No. 241 by Senator Johnson.

Memorials, Recognition -- Shannon Lapsley, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 242 by Senator Johnson.

Memorials, Recognition -- Kristen Korzenowski, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 243 by Senator Johnson.

Memorials, Recognition -- Miller Hunt, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 244 by Senator Johnson.

Memorials, Recognition -- Kimberly Faye, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 245 by Senator Johnson.

Memorials, Recognition -- Kristyn Michelle Edwards, 2017 Nashville's Top 30 Under 30.

Senate Joint Resolution No. 246 by Senator Ketron.

Memorials, Sports -- Riverdale High School girls' basketball team, TSSAA Class AAA State Champions.

Senate Joint Resolution No. 247 by Senator Johnson.

Memorials, Interns -- Ross Colona.

Senate Joint Resolution No. 248 by Senator Roberts.

Memorials, Personal Achievement -- Taw Owens, Eagle Scout.

Senate Resolution No. 27 by Senator Massey.

Memorials, Personal Occasion -- Marla Higginbotham, 60th Birthday.

Senate Resolution No. 28 by Senator Watson.

Memorials, Interns -- Logan Farr.

Senate Resolution No. 29 by Senator Green.

Memorials, Personal Achievement -- Kolton William Collett, Eagle Scout.

Senate Resolution No. 30 by Senator Green.

Memorials, Personal Achievement -- Isaac W. Ellison V., Eagle Scout.

Senate Resolution No. 31 by Senator Green.

Memorials, Personal Achievement -- Jared S. Travis, Eagle Scout.

Senate Resolution No. 32 by Senator Roberts.

General Assembly, Confirmation of Appointment -- David Shepard, University of Tennessee Board of Trustees.

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Senate Resolution No. 33 by Senator Gardenhire.

General Assembly, Confirmation of Appointment -- Thomas A.H. White, Tennessee Board of Regents.

Senate Resolution No. 34 by Senator Johnson.

General Assembly, Confirmation of Appointment -- Joey Hatch, Tennessee Board of Regents.

Senate Resolution No. 35 by Senator Bowling.

General Assembly, Confirmation of Appointment -- Fran Marcum, Tennessee Board of Regents.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 194 through 202 and 204**; and **Senate Joint Resolution No. 211** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 194 -- Memorials, Recognition -- Laura Davis Jarnigan.

The Speaker announced that he had referred House Joint Resolution No. 194 to the Committee on Calendar.

House Joint Resolution No. 195 -- Memorials, Recognition -- John T. "Jack" Reynolds, Campbell County Good Scout Award.

The Speaker announced that he had referred House Joint Resolution No. 195 to the Committee on Calendar.

House Joint Resolution No. 196 -- Memorials, Professional Achievement -- Lacey Whitaker, New Center Elementary School, Sevier County Grades 5-8 Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 196 to the Committee on Calendar.

House Joint Resolution No. 197 -- Memorials, Death -- Dr. Gene Caldwell.

The Speaker announced that he had referred House Joint Resolution No. 197 to the Committee on Calendar.

House Joint Resolution No. 198 -- Memorials, Retirement -- Faron Todd.

The Speaker announced that he had referred House Joint Resolution No. 198 to the Committee on Calendar.

House Joint Resolution No. 199 -- Memorials, Personal Achievement -- Thomas McCurry, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 199 to the Committee on Calendar.

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House Joint Resolution No. 200 -- Memorials, Personal Achievement -- Max Lownsdale, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 200 to the Committee on Calendar.

House Joint Resolution No. 201 -- Memorials, Personal Achievement -- Michael Jenkins, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 201 to the Committee on Calendar.

House Joint Resolution No. 202 -- Memorials, Recognition -- Sergeant First Class Robert Roy Cummings.

The Speaker announced that he had referred House Joint Resolution No. 202 to the Committee on Calendar.

House Joint Resolution No. 204 -- Memorials, Professional Achievement -- Dr. Altha Stewart, President-elect of American Psychiatric Association.

The Speaker announced that he had referred House Joint Resolution No. 204 to the Committee on Calendar.

Senate Joint Resolution No. 211 -- Memorials, Sports -- Tajon Jones.

The Speaker announced that he had referred Senate Joint Resolution No. 211 to the Committee on Calendar.

MOTION

Senator Southerland moved that Rule 83(8) be suspended for the purpose of placing **Senate Bills Nos. 999 and 1110** on the calendar for the Committee on Energy, Agriculture and Natural Resources for Monday, March 20, 2017, which motion prevailed.

PRESENTATION

Senators Bailey and Yager presented **Senate Joint Resolution No. 210** to Ms. Lillian Upchurch.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 185 -- Memorials, Sports -- Bryson Hux, State Wrestling Champion.

Senate Joint Resolution No. 186 -- Memorials, Professional Achievement -- Lori Wilhoit, 2017 Belz-Lipman Holocaust Educator Award.

Senate Joint Resolution No. 187 -- Memorials, Recognition -- Cornerstone Academy Robotics Team, Jefferson County VEX Robotics Tournament champion.

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Senate Joint Resolution No. 188 -- Memorials, Personal Occasion -- Nannie Hale, 106th Birthday.

Senate Joint Resolution No. 189 -- Memorials, Academic Achievement -- Shelby Coakley, Salutatorian, Clarksville High School.

Senate Joint Resolution No. 190 -- Memorials, Academic Achievement -- Anna Wells, Valedictorian, Clarksville High School.

Senate Joint Resolution No. 191 -- Memorials, Academic Achievement -- John Spraberry, Salutatorian, Kenwood High School.

Senate Joint Resolution No. 192 -- Memorials, Academic Achievement -- John Michael Baggett, Valedictorian, Kenwood High School.

Senate Joint Resolution No. 193 -- Memorials, Academic Achievement -- Ashley Montgomery, Salutatorian, Rossvie High School.

Senate Joint Resolution No. 194 -- Memorials, Academic Achievement -- Sagar Patel, Valedictorian, Rossvie High School.

Senate Joint Resolution No. 195 -- Memorials, Academic Achievement -- Bailyn Dupont, Salutatorian, Northeast High School.

Senate Joint Resolution No. 196 -- Memorials, Academic Achievement -- Andrea Mann, Valedictorian, Northeast High School.

Senate Joint Resolution No. 197 -- Memorials, Academic Achievement -- Chloe Harp, Salutatorian, Montgomery Central High School.

Senate Joint Resolution No. 198 -- Memorials, Academic Achievement -- Dalton Miller Smith, Salutatorian, Clarksville Academy.

Senate Joint Resolution No. 199 -- Memorials, Academic Achievement -- Mia Gracia, Valedictorian, Montgomery Central High School.

Senate Joint Resolution No. 200 -- Memorials, Academic Achievement -- Trés R. James, Valedictorian, Clarksville Academy.

Senate Joint Resolution No. 201 -- Memorials, Academic Achievement -- Jasmine Angel, Valedictorian, West Creek High School.

Senate Joint Resolution No. 202 -- Memorials, Academic Achievement -- Aline Baumgaertner, Salutatorian, West Creek High School.

Senate Joint Resolution No. 203 -- Memorials, Academic Achievement -- Sara Williams, Salutatorian, Northwest High School.

Senate Joint Resolution No. 204 -- Memorials, Academic Achievement -- Helen Faulk, Valedictorian, Northwest High School.

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Senate Joint Resolution No. 205 -- Memorials, Retirement -- Benny Hammonds.

Senate Joint Resolution No. 207 -- Memorials, Death -- Zilla Hawkins.

Senate Joint Resolution No. 208 -- Memorials, Death -- Robert N. "Bobby" Moore, Jr.

Senate Resolution No. 25 -- Memorials, Recognition -- Connor Concepts, 25th Anniversary.

Senate Resolution No. 26 -- Memorials, Professional Achievement -- Allan Benton, Tennessee Arts Commission's Governor's Arts Awards Folklife Heritage Award.

House Joint Resolution No. 183 -- Memorials, Personal Occasion -- Ruby Lopp, 102nd Birthday.

House Joint Resolution No. 184 -- Memorials, Recognition -- Morgan Mathis, 2016 ANTSO National Miss.

House Joint Resolution No. 185 -- Memorials, Recognition -- Darryl Worley.

House Joint Resolution No. 186 -- Memorials, Personal Occasion -- Winnell Pittenger, 100th Birthday.

House Joint Resolution No. 187 -- Memorials, Sports -- Scotts Hill Elementary Lady Lions basketball team, TNT State Champions.

House Joint Resolution No. 188 -- Memorials, Recognition -- 2017 World's Biggest Fish Fry Princess Court.

House Joint Resolution No. 189 -- Memorials, Recognition -- Ernie Lanier.

House Joint Resolution No. 190 -- Memorials, Sports -- Rusty Staats.

House Joint Resolution No. 192 -- Memorials, Heroism -- Kaela Eads.

House Joint Resolution No. 193 -- Memorials, Recognition -- Blackhorse Pub & Brewery, 25th Anniversary.

Senator Massey moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	28
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tracy, Watson, Yager and Yarbrow--28.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Senate Bill No. 337 -- Food and Food Products -- As introduced, adds beekeeping to practices included in the Tennessee Community Gardening Act. Amends TCA Title 43 and Title 44, Chapter 15.

On motion, Senate Bill No. 337 was made to conform with **House Bill No. 278**.

On motion, House Bill No. 278, on same subject, was substituted for Senate Bill No. 337.

Senate Bill No. 343 -- Food and Food Products -- As introduced, requires commissioner of agriculture to promulgate rules to exempt from the Tennessee Meat and Poultry Inspection Act any livestock producers who are acting in compliance with the Federal Meat Inspection Act. Amends TCA Title 53, Chapter 7.

Senate Bill No. 633 -- Game and Fish Laws -- As introduced, limits the court costs that may be imposed against a person convicted of not wearing sufficient blaze orange while hunting to \$50.00. Amends TCA Title 8, Chapter 21 and Title 70.

Senate Bill No. 1199 -- Solid Waste Disposal -- As introduced, revises record-keeping requirements to include owners and operators of transfer stations. Amends TCA Section 68-211-862.

Senator Massey moved that all Senate and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	28
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tracy, Watson, Yager and Yarbro--28.

A motion to reconsider was tabled.

CALENDAR

Senate Joint Resolution No. 57 -- Constitutional Amendments -- Proposes amendment of Article VI, Section 5 to provide for popular election of the attorney general and reporter for a regular term of six years, as amended.

Senator Beavers moved that the Clerk read the resolution, as amended, which motion prevailed.

The Clerk read the resolution, for the second time, as amended.

Thereupon, Speaker Pro Tempore Tracy declared pursuant to Article XI, Section 3, **Senate Joint Resolution No. 57**, as amended, had been read, for the second time.

Senate Bill No. 36 -- Highway Signs -- As introduced, expands the area, from only Sevierville to include all of Sevier County, that is exempted from the required removal of TODS signs erected by an entity other than the department of transportation. Amends TCA Title 54, Chapter 5, Part 13.

On motion, Senate Bill No. 36 was made to conform with **House Bill No. 36**.

On motion, House Bill No. 36, on same subject, was substituted for Senate Bill No. 36.

House Bill No. 36 passed its third and final consideration by the following vote:

Ayes	27
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tracy, Watson, Yager and Yarbro--27.

A motion to reconsider was tabled.

Senate Bill No. 138 -- Utilities, Utility Districts -- As introduced, requires members of certain utility boards of commissioners to meet training and continuing education requirements; provides that failure to meet such requirements could result in the ineligibility to receive certain financial assistance, or for members to be reelected or reappointed. Amends TCA Section 7-34-115; Section 7-35-409; Section 7-82-307; Section 7-82-308; Section 68-221-1305; Section 68-221-605 and Section 68-221-1206.

Senator Overbey declared Rule 13 on **Senate Bill No. 138**.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 1 and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-34-115, is amended by adding the following new subsections (j) and (k):

(j)(1) The governing body of a municipal utility system subject to this section that supervises, controls, or operates a public water or public sewer system, including, but not limited to, those systems using a separate utility board pursuant to any public or private act, must meet the training and continuing education requirements in this subsection (j).

(2) All members of the municipal utility board of commissioners shall, within one (1) year of initial appointment or election to the board of commissioners or within one (1) year of reappointment or reelection to the board of commissioners, attend a minimum of twelve (12) hours of training and continuing education in one (1) or more of the subjects listed in subdivision (j)(4).

(3) In each continuing education period after the initial training and continuing education required by subdivision (j)(2), a municipal utility board commissioner shall attend a minimum of twelve (12) hours of training and continuing education in one (1) or more of the subjects listed in subdivision (j)(4). For the purposes of this subsection (j) and subsection (k), "continuing education period" means a period of three (3) years beginning January 1 after the calendar year in which a municipal utility board commissioner completes the training and continuing education requirements set forth in subdivision (j)(2) and each succeeding three-year period thereafter.

(4) The subjects for the training and continuing education required by this subsection (j) shall include, but not be limited to, board governance, financial oversight, policy-making responsibilities, and other topics reasonably related to the duties of the members of the board of commissioners of a municipal utility.

(5) Any association or organization with appropriate knowledge and experience may prepare a training and continuing education curriculum for municipal utility board commissioners covering the subjects set forth in subdivision (j)(4) to be submitted to the comptroller of the treasury for review and approval prior to use. The comptroller shall file a copy of approved training and continuing education curriculum with the water and wastewater financing board. Changes and updates to the curriculum must be submitted to the comptroller for approval prior to use. Any training and continuing education curriculum approved by the comptroller must be updated every three (3) years and resubmitted to the comptroller for review and approval.

(6) For purposes of this subsection (j), a municipal utility board commissioner may request a training and continuing education extension of up to six (6) months from the comptroller of the treasury or the comptroller's designee. The request shall only be granted upon a reasonable showing of substantial compliance with this subsection (j). If the extension is granted, the municipal utility board commissioner must complete any additional required training hours necessary to achieve full compliance for only the relevant continuing education period within the extension period. The municipal utility board commissioner shall file copies of any extension request letters and corresponding comptroller of the treasury determination letters with the water and wastewater financing board.

(k) If any member of a municipal utility board of commissioners fails to meet the training and continuing education requirements set forth in subsection (j) before the end of the continuing education period or before the end of any extension approved by the comptroller of the treasury or the comptroller's designee, then the water and wastewater financing board shall have full discretion to order reasonable sanctions against the municipality, including, but not limited to, the municipality being ineligible to receive assistance from the Tennessee local development authority under § 68-221-1206(a)(3).

AND FURTHER AMEND by deleting Section 2 and renumbering the subsequent sections accordingly.

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On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 138**, as amended, passed its third and final consideration by the following vote:

Ayes	26
Noes	0

Senators voting aye were: Bailey, Beavers, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tracy, Watson, Yager and Yarbro--26.

A motion to reconsider was tabled.

Senate Bill No. 241 -- Sunset Laws -- As introduced, deletes provisions in current law regarding the Tennessee economic council on women, which ceased to exist June 30, 2016. Amends TCA Title 4; Section 38-6-114; Section 50-2-207 and Section 68-1-1803.

Senate Bill No. 241 passed its third and final consideration by the following vote:

Ayes	23
Noes	2
Present, not voting ...	1

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Roberts, Stevens, Tracy, Watson and Yager--23.

Senators voting no were: Harris and Yarbro--2.

Senator present and not voting was: Harper--1.

A motion to reconsider was tabled.

Senate Bill No. 442 -- Public Records -- As introduced, creates an exception from open records requests for video taken by a law enforcement body camera that depicts interactions with minors, the interior of a healthcare or mental health facility, or the interior of a private residence where no crime has occurred. Amends TCA Title 10, Chapter 7 and Title 38.

Senator Norris declared Rule 13 on **Senate Bill No. 442**.

Senator Overbey declared Rule 13 on **Senate Bill No. 442**.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by adding the following as a new subdivision in the amendatory language of Section 1:

(5) This subsection () is deleted on July 1, 2022, and shall no longer be effective on and after such date.

On motion, Amendment No. 1 was adopted.

Senator Yager moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting subdivision (1) in Section 1 and substituting instead the following:

(1) Video taken by a law enforcement body camera that depicts the following shall be treated as confidential and not subject to public inspection:

(A) Minors, when taken within a school that serves any grades from kindergarten through grade twelve (K-12);

(B) The interior of a facility licensed under title 33 or title 68 that offers health care or mental health care; or

(C) The interior of a private residence that is not being investigated as a crime scene.

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 442**, as amended, passed its third and final consideration by the following vote:

Ayes 27
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tracy, Watson, Yager and Yarbrow--27.

A motion to reconsider was tabled.

Senate Bill No. 458 -- Drugs, Prescription -- As introduced, authorizes local education agencies and nonpublic schools to maintain opioid antagonists in schools. Amends TCA Title 49 and Title 63.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the language "epinephrine auto-injectors" in subdivision (c)(3) in Section 1 and substituting instead the language "an opioid antagonist".

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 458**, as amended, passed its third and final consideration by the following vote:

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Ayes 27
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tracy, Watson, Yager and Yarbro--27.

A motion to reconsider was tabled.

Speaker Pro Tempore Tracy moved that **Senate Bill No. 545** be placed on the Calendar for Monday, March 20, 2017, which motion prevailed.

Speaker Pro Tempore Tracy moved that **Senate Bill No. 925** be placed on the Calendar for Monday, March 20, 2017, which motion prevailed.

Senate Bill No. 1194 -- Barbers and/or Cosmetologists -- As introduced, removes licensure requirement for persons whose occupation or practice is confined solely to shampooing. Amends TCA Title 62, Chapter 3 and Title 62, Chapter 4.

Senate Bill No. 1194 passed its third and final consideration by the following vote:

Ayes 26
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Roberts, Stevens, Tracy, Watson, Yager and Yarbro--26.

A motion to reconsider was tabled.

Senate Bill No. 1202 -- Financial Institutions, Dept. of -- As introduced, revises various provisions relating to the licensing of certain non-depository financial institutions. Amends TCA Title 45, Chapter 13; Title 45, Chapter 15; Title 45, Chapter 18; Title 45, Chapter 5 and Title 56, Chapter 37.

Senator Johnson moved to amend as follows:

AMENDMENT NO. 1

AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION 16. Tennessee Code Annotated, Section 45-18-108(a), is amended by deleting the language "March 31" and substituting instead the language "December 31".

AND FURTHER AMEND by deleting the language "Sections 2 and 9" from the first sentence of the last section and substituting instead the language "Sections 2, 9, and 16".

On motion, Amendment No. 1 was adopted.

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Thereupon, **Senate Bill No. 1202**, as amended, passed its third and final consideration by the following vote:

Ayes 26
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Roberts, Stevens, Tracy, Watson, Yager and Yarbro--26.

A motion to reconsider was tabled.

Senate Bill No. 1217 -- Administrative Procedure (UAPA) -- As introduced, authorizes commissioners and chief executive officers of administrative departments under which regulatory boards operate to review and either approve or veto rules that may constitute unreasonable restraints of trade. Amends TCA Title 4.

Senator Bell moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Bell moved to amend as follows:

AMENDMENT NO. 2

AMEND by adding the following language immediately preceding the enacting clause:

WHEREAS, in *North Carolina State Board of Dental Examiners v. Federal Trade Commission*, 135 S. Ct. 1101 (2015), the Supreme Court of the United States held that members of state regulatory boards comprised of a controlling number of active market participants may be subject to liability under federal antitrust law unless they are acting pursuant to clearly articulated state policy or law and are actively supervised by the state; and

WHEREAS, in accordance with this Supreme Court decision, this bill gives a designated state official authority to review regulatory board actions that may constitute a potentially unreasonable restraint of trade for the sole purpose of determining whether the action is consistent with a clearly articulated state policy or law established by the General Assembly with respect to the board; and

WHEREAS, this bill provides for legislative notification and oversight in the event that a state official vetoes a board action; now, therefore,

AND FURTHER AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 4, is amended by adding the following language as a new section:

4-4-126.

(a) As used in this section:

(1) "Regulatory board" means any state board, commission, council, committee, or similar entity or body established by statute or rule that issues any license, certificate, registration, certification, permit, or other similar document for an occupation, profession, business, or trade in this state or otherwise regulates or controls any occupation, profession, business, or trade in this state. "Regulatory board" does not mean any board created by § 23-1-101, § 17-5-201, or the rules of the supreme court; and

(2) "Supervising official" means the commissioner or chief executive officer of the administrative department under which a regulatory board operates or to which a regulatory board is administratively attached, or the commissioner's or officer's designee.

(b) Each supervising official shall ensure that the actions of regulatory boards that displace competition are consistent with a clearly articulated state policy. With respect to any action, other than rulemaking, taken by a regulatory board the supervising official shall:

(1) Evaluate whether the action may constitute a potentially unreasonable restraint of trade that requires further review; and

(2) If it is determined that an action requires further review pursuant to subdivision (b)(1):

(A) Provide notice to the regulatory board within ten (10) business days of the date the action was taken that the action is subject to further review;

(B) Review the full evidentiary record regarding the action and, if necessary, supplement the evidentiary record or direct the regulatory board or other involved persons or entities to supplement the evidentiary record;

(C) Conduct a review of the substance of the action, de novo and on the merits, for the sole purpose of determining whether the action is consistent with a clearly articulated state policy or law established by the general assembly with respect to the regulatory board; and

(D) In writing:

(i) Approve the action if the supervising official determines that it is consistent with a clearly articulated state policy or law established by the general assembly with respect to the regulatory board;

(ii) Remand the action to the regulatory board for additional information, further proceedings, or modification, as is necessary to ensure that the action is

consistent with a clearly articulated state policy or law established by the general assembly with respect to the regulatory board; or

(iii) Veto the action if the supervising official determines that it is not consistent with a clearly articulated state policy or law established by the general assembly with respect to the regulatory board.

(c) The supervising official may not:

(1) Be licensed by, or participate in or have a financial interest in an occupation, profession, business, or trade regulated by or otherwise affected or potentially affected by, the regulatory board whose action is subject to review under this section; or

(2) Be a voting or ex officio member of the regulatory board whose action is subject to review under this section.

(d) The supervising official's duties established pursuant to this section shall be carried out in a reasonably prompt manner and in accordance with any time limitations set forth in this section.

(e) If, within ten (10) business days of the date an action is taken, the supervising official provides notice to the chair of the regulatory board that the action is subject to further review pursuant to subdivision (b)(2), the action shall take effect upon the supervising official's approval but shall not take effect if the supervising official vetoes or remands the action.

(f) The supervising official's approval, remand, or veto of a regulatory board's action pursuant to subdivision (b)(2)(D) must include written justification for the decision and shall constitute the regulatory board's action with respect to that matter.

(g) A regulatory board shall provide to the supervising official adequate notice of its meetings.

(h) The supervising official must provide written notice to the chairs of the government operations committees of the senate and house of representatives of any veto of an action pursuant to this section within three (3) business days of the date of the veto. The government operations committees of the senate and house of representatives are authorized to conduct a hearing regarding the vetoed action at a subsequent, regularly scheduled meeting and may request the supervising official and a regulatory board representative to appear at the hearing. The government operations committees may meet jointly or separately. Nothing contained in this section shall be construed to authorize the government operations committees to delay or overturn the supervising official's veto, nor shall it limit the authority of the government operations committees to recommend legislation to the general assembly regarding the subject matter of a hearing conducted pursuant to this subsection.

SECTION 2. Tennessee Code Annotated, Title 4, Chapter 5, Part 2, is amended by adding the following language as a new, appropriately designated section:

4-5-230.

Prior to a rule being filed by a regulatory board, as defined in § 4-4-126(a), with the secretary of state pursuant to § 4-5-207 or § 4-5-208, the commissioner or chief executive officer of the administrative department under which a regulatory board operates or to which a regulatory board is administratively attached, or a designee to the extent a conflict of interest may exist with respect to the commissioner or chief executive officer, will remand a rule that may constitute a potentially unreasonable restraint of trade to the regulatory board for additional information, further proceedings, or modification, if the rule is not consistent with a clearly articulated state policy or law established by the general assembly with respect to the regulatory board.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 1217**, as amended, passed its third and final consideration by the following vote:

Ayes	26
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tracy, Yager and Yarbrow--26.

A motion to reconsider was tabled.

Senate Bill No. 221 -- Probation and Parole -- As introduced, requires the board of probation and parole to meet and order the release of a parolee whose parole has been revoked and who has been reincarcerated as the result of being charged with an offense committed while on parole if that charge is dismissed. Amends TCA Title 40, Chapter 28.

Senator Massey declared Rule 13 on **Senate Bill No. 221**.

Senator Kelsey moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Harris moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-28-607, is amended by adding the following new subsection:

(c) Section 40-28-122(g) shall apply if:

(1) A paroled prisoner's probation and parole officer believes that the prisoner has violated the conditions of parole in an important respect based solely on the paroled prisoner being arrested on new criminal charges while on parole;

(2) The director or the director's designee agrees that the paroled prisoner violated parole solely by being arrested for a new criminal charge and a warrant for the retaking of the paroled prisoner is issued; and

(3) The paroled prisoner is arrested and incarcerated pending or following a parole revocation or rescission hearing.

SECTION 2. Tennessee Code Annotated, Section 40-28-122, is amended by adding the following new subsection (g):

(1) This subsection (g) shall apply to a paroled prisoner who is reincarcerated while awaiting a parole revocation preliminary hearing, a parole revocation hearing, or a parole rescission hearing, or following revocation or rescission of parole, and the sole reason the paroled prisoner was arrested and reincarcerated was because the paroled prisoner was charged with a new offense. Upon receipt of notification that the prisoner's revocation or rescission case, which was previously decided by the board, merits further review based upon the circumstances under which the new offense was dismissed, the board shall waive the time limitation for appeal, as set in rule by the board, and any limitation based on previously filed appeals, in order that the prisoner may submit evidence of any of the following events:

(A) The charge or charges against the paroled prisoner that resulted in the arrest of the prisoner for a parole violation were dismissed or retired based on the merits of the case;

(B) A no true bill was returned by a grand jury on the charge or charges;

(C) A verdict of not guilty was returned, whether by the judge following a bench trial or by a jury; or

(D) The paroled prisoner was arrested and released, without being charged.

(2) The notification required by subdivision (g)(1) may be in written or electronic form and shall be submitted by:

(A) The district attorney general from the judicial district in which the charges were brought or the district attorney general's designee;

(B) The judge in the court where charges were brought;

(C) The department of correction;

(D) The prisoner's attorney, provided that the notification is also signed by one (1) of the officials in subdivisions (g)(2)(A)-(C); or

(E) The prisoner, provided that the notification is also signed by one (1) of the officials in subdivisions (g)(2)(A)-(C).

(3) Upon verification of the authenticity of the submitted notification, which shall occur within ten (10) business days from receipt of the notification, and submission of evidence of the occurrence of one (1) or more of the events in subdivision (g)(1)(A)-(D), the board, or the board's designee, shall conduct a hearing on the record to determine if:

(A) One (1) of the events in subdivision (g)(1)(A)-(D) has occurred involving a charge against a parolee that was committed while on parole; and

(B) The parolee was reincarcerated solely because of this charge and the parolee remains incarcerated while awaiting a parole revocation or rescission hearing or because the parolee's parole was revoked or rescinded.

(4) If, after the board or the board's designee conducts a hearing on the record, the board determines that the events described in subdivisions (g)(3)(A) and (B) have occurred, the board may vote to order the release and reinstatement on parole of the prisoner in accordance with applicable law. If released and reinstated, any sentence credits that may have been lost while the paroled prisoner was incarcerated shall also be reinstated. The number of votes required to release and reinstate the prisoner's parole shall be determined in accordance with the rules of the board.

(5) The hearing conducted pursuant to this subsection (g) shall be scheduled on the next available docket upon the occurrence of the events defined in subdivisions (g)(1)-(3), and shall be conducted no later than thirty-five (35) days from verification of the notification required by subdivision (g)(1).

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Kelsey, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 221**, as amended, passed its third and final consideration by the following vote:

Ayes 27
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tracy, Watson, Yager and Yarbro--27.

A motion to reconsider was tabled.

Senate Bill No. 296 -- Comptroller, State -- As introduced, establishes July 1 of each year as the deadline for the office of research and education accountability to report its findings to the general assembly. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 44; Title 48 and Title 68.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting the following:

SECTION 1. (a) There is created an advisory task force to study the office of research and education accountability's May 2008 report entitled "Animal Shelters in Tennessee".

(b) The task force shall consist of eleven (11) members as follows:

(1) One (1) member of the house of representatives, to be appointed by the speaker of the house of representatives;

(2) One (1) member of the senate, to be appointed by the speaker of the senate;

(3) One (1) person representing the department of agriculture, to be appointed by the commissioner of agriculture;

(4) One (1) person representing the department of health, to be appointed by the commissioner of health;

(5) One (1) person representing the Tennessee public health association, to be appointed by its executive director;

(6) Two (2) licensed and practicing veterinarians in this state, to be appointed by the president of the Tennessee Veterinary Medical Association;

(7) One (1) person representing the Companion Animal Initiative in Tennessee (CAIT) operating as part of the University of Tennessee College of Veterinary Medicine, to be appointed by the CAIT director; and

(8) Three (3) persons appointed by the director of the Animal Care and Control Association of Tennessee, one (1) representing a rural area in this state, one (1) representing a metropolitan area in this state, and one (1) representing the public at large.

(c) The task force shall:

(1) Study "Conclusion 3" of the office of research and education accountability's May 2008 report entitled "Animal Shelters in Tennessee"; and

(2) Develop legislative recommendations for consideration by the general assembly to address the issues raised in "Conclusion 3" of the report.

(d)(1) Members of the task force shall serve without compensation or reimbursement for any expenses incurred while participating in the business of the task force.

(2) All legislative members of the task force shall remain members of the task force so long as they remain members of the general assembly.

(3) Vacancies among the nine (9) non-legislative members of the task force must be filled in the same manner as in the original selection of members. Vacancies among the two (2) legislative members of the task force must be filled in the same manner as in the original selection of members. However, if a vacancy among the two (2) legislative members of the task force occurs while the general assembly is not in session, the speakers of the respective bodies shall fill the vacancies.

(e) The selection of members of the task force should be inclusive and reflect the racial, gender, geographic, urban, rural, and economic diversity of this state.

(f) The member of the general assembly with the most seniority in the general assembly shall call the first meeting of the task force, at which time the members shall elect a chair and vice chair.

(g) Task force members representing the senate, the house of representatives, the department of agriculture, the department of health, and the Tennessee public health association may designate another representative from their respective body, department, or association to serve as an alternate to vote or otherwise act at meetings of the task force in the absence of the member. A member participating in a meeting of the task force through a designee is deemed to be present at those meetings for purposes of voting.

(h) The task force must agree upon its findings and recommendations by a majority vote of its total membership.

(i) The chair of the task force may call on appropriate state agencies for reasonable assistance in the work of the task force.

(j) The task force shall hold public meetings and utilize technological means, such as webcasts, to gather feedback on its recommendations from the general public.

(k)(1) The task force shall submit a report of its findings and recommendations to the general assembly no later than January 1, 2018.

(2) This section shall be repealed on June 30, 2018.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 296**, as amended, passed its third and final consideration by the following vote:

Ayes 25
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Haile, Harper, Harris, Jackson, Johnson, Kelsey, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Stevens, Tracy, Watson, Yager and Yarbro--25.

A motion to reconsider was tabled.

Senator Yager moved that **Senate Bill No. 889** be placed on the Calendar for Monday, March 20, 2017, which motion prevailed.

MOTION

Senator Watson moved that Rule 83(8) be suspended for the purpose of placing **Senate Bills Nos. 700 and 707** on the calendar for the Committee on Finance, Ways and Means for Tuesday, March 21, 2017, which motion prevailed.

MOTION

Senator Johnson moved that Rule 83(8) be suspended for the purpose of placing **Senate Bills Nos. 329 and 1040** on the calendar for the Committee on Commerce and Labor for Tuesday, March 21, 2017, which motion prevailed.

MOTION

Senator Norris moved the Proposed Schedule for the week of March 20, 2017, be adopted and made the action of the Senate, which motion prevailed.

**TENNESSEE STATE SENATE
110th GENERAL ASSEMBLY**

**SCHEDULE
WEEK OF MARCH 20, 2017**

MONDAY, MARCH 20, 2017

12:30 p.m.	Transportation & Safety Committee
1:30 p.m.	Energy, Agriculture & Natural Resources Committee
4:00 p.m.	SESSION – SENATE CHAMBER

TUESDAY, MARCH 21, 2017

8:30 a.m.	Finance, Ways & Means Committee Revenue Subcommittee immediately following
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THURSDAY, MARCH 16, 2017 -- 17TH LEGISLATIVE DAY

10:30 a.m.	State & Local Government Committee
12:30 p.m.	Lunch
1:30 p.m.	Commerce & Labor Committee
3:30 p.m.	Judiciary Committee

WEDNESDAY, MARCH 22, 2017

8:30 a.m.	Government Operations Committee
9:30 a.m.	Judiciary Committee
12:00 noon	Lunch
12:30 p.m.	Education Committee
2:00 p.m.	Senate Education Committee and Health & Welfare Committee will meet jointly in Room 12 LP
3:00 p.m.	Health & Welfare Committee

THURSDAY, MARCH 23, 2017

8:30 a.m.	SESSION – SENATE CHAMBER
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OTHER MEETINGS

Monday, March 20, 2017

* Council on Pensions & Insurance, at 2:30 p.m., Room 29 LP

Tuesday, March 21, 2017

* Pre-Commerce & Labor Committee, at 7:30 a.m., in Room 12 LP

Thursday, March 23, 2017

* Senate Committee on Rules, at 10:30 a.m., Room 12 LP

RECALL OF BILL

On motion of Speaker Pro Tempore Tracy, **Senate Bill No. 1215** was recalled from the Committee on Calendar.

REFERRAL OF BILL

Speaker Pro Tempore Tracy moved that Senate Bill No. 1215 be referred to the Committee on Finance, Ways and Means, which motion prevailed.

MOTION

On motion of Senator Haile, his name was added as sponsor of **Senate Bills Nos. 25 and 704.**

On motion of Senator Norris, his name was added as sponsor of **Senate Bill No. 36.**

On motion of Senators Bowling, Lundberg and Overbey, their names were added as sponsors of **Senate Bills Nos. 119 and 120.**

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On motion of Senator Bowling, her name was added as sponsor of **Senate Bills Nos. 259 and 1202.**

On motion of Senator Crowe, his name was added as sponsor of **Senate Bills Nos. 337 and 1040; and House Joint Resolution No. 192.**

On motion of Senator Harris, his name was added as sponsor of **Senate Bills Nos. 374, 677, 823 and 932.**

On motion of Senators Bell, Bowling, Harper, Kelsey, Stevens and Watson, their names were added as sponsors of **Senate Bill No. 442.**

On motion of Senators Yager and Yarbro, their names were added as sponsors of **Senate Bill No. 458.**

On motion of Senators Bailey, Bowling and Green, their names were added as sponsors of **Senate Bills Nos. 752 and 771.**

On motion of Senator Yager, his name was added as sponsor of **Senate Bill No. 904.**

On motion of Senator Stevens, his name was added as sponsor of **Senate Bill No. 983; and Senate Joint Resolution No. 174.**

On motion of Senator Massey, her name was added as prime sponsor of **Senate Bill No. 1060.**

On motion of Senator Jackson, his name was added as sponsor of **Senate Bill No. 1155.**

On motion of Senators Bowling, Gresham, Kelsey and Stevens, their names were added as sponsors of **Senate Bill No. 1194.**

On motion of Senator Lundberg, his name was added as prime sponsor of **Senate Bill No. 1390.**

On motion of Senator Watson, his name was added as sponsor of **Senate Joint Resolution No. 185.**

On motion of Senators Briggs, Gardenhire, Niceley, Overbey, Watson and Mr. Speaker McNally, their names were added as sponsors of **Senate Resolution No. 25.**

On motion of Senators Massey, Overbey, Watson and Yager, their names were added as sponsors of **Senate Resolution No. 26.**

On motion of Senator Green, his name was added as sponsor of **House Joint Resolutions Nos. 36, 193 and 202.**

On motion of Senators Gresham and Hensley, their names were added as sponsors of **House Joint Resolutions Nos. 183, 184 and 185.**

On motion of Senators Stevens and Watson, their names were added as sponsors of **House Joint Resolution No. 188.**

THURSDAY, MARCH 16, 2017 -- 17TH LEGISLATIVE DAY

On motion of Senator Beavers, her name was added as sponsor of **House Joint Resolutions Nos. 189 and 190.**

On motion of Senator Lundberg, his name was added as sponsor of **House Joint Resolution No. 192.**

ENGROSSED BILLS

March 16, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 138, 221, 241, 296, 343, 442, 458, 633, 1194, 1199, 1202 and 1217; and Senate Joint Resolutions Nos. 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 207 and 208; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

March 16, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 29, 45, 95, 396, 578, 686, 688, 1111, 1112 and 1161; passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

March 16, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 205, 206, 207 and 208; adopted, for the Senate's action.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

March 16, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 285, 737, 782, 809, 994, 1232 and 1233; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

March 16, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 181, 183, 184 and 206; concurred in by the House.

TAMMY LETZLER,
Chief Clerk

ENROLLED BILLS

March 16, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 181, 183, 184 and 206; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENROLLED BILLS

March 16, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Resolutions Nos. 25 and 26, and find same correctly enrolled and ready for the signature of the Speaker.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

March 16, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 165, 280 and 428; for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

March 16, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 183, 184, 185, 186, 187, 188, 189, 190, 192 and 193; for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

SIGNED

March 16, 2017

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 181, 183, 184 and 206.

SIGNED

March 16, 2017

The Speaker announced that he had signed the following: Senate Resolutions Nos. 25 and 26.

THURSDAY, MARCH 16, 2017 -- 17TH LEGISLATIVE DAY

SIGNED

March 17, 2017

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 183, 184, 185, 186, 187, 188, 189, 190, 192 and 193.

MESSAGE FROM THE HOUSE

March 16, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 181, 183, 184 and 206; signed by the Speaker.

TAMMY LETZLER,
Chief Clerk

REPORT OF DEPUTY CHIEF CLERK

March 15, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 4, 16, 101, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172 and 173; for his action.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE GOVERNOR

March 15, 2017

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 47, 590, 103, 369 and 128; with his approval.

DWIGHT E. TARWATER,
Counsel to the Governor

MESSAGE FROM THE GOVERNOR

March 15, 2017

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bill No. 544, with his approval.

DWIGHT E. TARWATER,
Counsel to the Governor

MESSAGE FROM THE GOVERNOR

March 16, 2017

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 4, 16, 101, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172 and 173; with his approval.

DWIGHT E. TARWATER,
Counsel to the Governor

THURSDAY, MARCH 16, 2017 -- 17TH LEGISLATIVE DAY

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR # 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, March 20, 2017: Senate Joint Resolution No. 211; and House Joint Resolutions Nos. 194, 195, 196, 197, 198, 199, 200, 201, 202 and 204.

This the 17th day of March, 2017
MASSEY, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR # 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, March 20, 2017: Senate Bills Nos. 77, 83, 84, 92, 238, 391, 821 and 823; Senate Joint Resolution No. 178; and House Joint Resolution No. 36.

This the 17th day of March, 2017
MASSEY, Chairperson

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, March 20, 2017: Senate Joint Resolution No. 57; and Senate Bill Nos. 19, 159, 167, 262, 274, 333, 338, 452, 511, 747, 806, 819, 1188, 1189, 1223, 1353, 362, 545, 662, 889 and 925.

This the 17th day of March, 2017
MASSEY, Chairperson

ADJOURNMENT

Senator Norris moved the Senate adjourn until 4:00 p.m., Monday, March 20, 2017, which motion prevailed.